



Signed: November 18, 2009

Prober & Raphael,
A Law Corporation
Dean Prober, Esquire, #106207
Lee S. Raphael, Esquire, #180030
Cassandra J. Richey, Esquire #155721
David F. Makkabi, Esquire #249825
P.O. Box 4365
Woodland Hills, CA 91365-4365
(818) 227-0100
Attorneys for Secured Creditor
U.S. Bank, N.A., Successor in interest to
the FDIC as receiver for Downey
Savings and Loan Association, F.A.
F.040-838


ALAN JAROSLOVSKY
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re
JORGE VARGAS ESPARZA,

Debtor.

) Bk. No. 09-12668
)
) CHAPTER 7
)
) R.S. No. DRP – 599
)
) ORDER FOR RELIEF FROM
) AUTOMATIC STAY
)
) Hearing-
) Date : November 12, 2009
) Time : 9:00 a.m.
) Place : U.S. Bankruptcy Court
) 99 South E Street
) Santa Rosa, California
) Courtroom (bkcy)

The Motion for Relief from Automatic Stay of U.S. Bank, N.A., Successor in interest to the FDIC as receiver for Downey Savings and Loan Association, F.A., its assignees and/or successors in interest, came on for hearing on November 12, 2009 at 9:00 a.m., before the Honorable Alan Jaroslovsky. Appearances are as set forth in the Court's docket.

1 The Court after reviewing the pleadings and records, and after determining
2 that GOOD CAUSE exists, makes the following Order:

3 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic
4 Stay in the above-entitled Bankruptcy proceeding is hereby vacated and extinguished for all
5 purposes as to U.S. Bank, N.A., Successor in interest to the FDIC as receiver for Downey
6 Savings and Loan Association, F.A., its assignees and/or successors in interest ("Secured Creditor"
7 herein), and Secured Creditor, its assignees and/or successors in interest may proceed with
8 foreclosure of the subject Property generally described as **2713 Comanche Street, Santa Rosa,**
9 **California** pursuant to applicable statutory law, and thereafter commence any action necessary to
10 obtain complete possession thereof.

11 IT IS FURTHER ORDERED that entry of this order shall be deemed to constitute
12 relief from the automatic stay as to any interest the Chapter 7 Trustee may have in the subject
13 Property.

14 IT IS FURTHER ORDERED that there is no waiver of the 10-day stay provided by
15 Bankruptcy Rule 4001(a)(3).

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17 ** END OF ORDER**
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